

Ministry of Culture regulations concerning applying for immunity from judicial seizure or judicial process for artifacts, works of art, or specimens brought to Taiwan for exhibition

Article 1

These Regulations are drafted in line with Paragraph 2 of Article 33 of the Culture and the Arts Reward and Promotion Act.

Article 2

Applications for artifacts, works of art, or specimens from a foreign country, mainland China, Hong Kong, or Macau to be exhibited in Taiwan must meet the following requirements:

1. Item must be culturally, artistically, or educationally meaningful.
2. Item must be stored long-term in a foreign country, mainland China, Hong Kong, or Macau.
3. Item must have a custodian who is not a Republic of China (Taiwan) citizen or have a Taiwan area ID card.
4. Import must not contravene national laws or regulations.
5. When the activity is over, all of the items imported must be re-exported.

Article 3

Where art and culture related enterprises (henceforth, “applicants”) bring artifacts, works of art, or specimens from a foreign country, mainland China, Hong Kong, or Macau to Taiwan for exhibition as described in Paragraph 3 of Article 3 of the Act, said applicants must apply with the Ministry of Culture (henceforth “MOC”) for permission to do so in accordance with these Regulations. This will allow them to transport, store, and exhibit the item, and ensure the item is not subject to seizure under judicial process or be the object of a judicial process. Where the applicant is a museum, the provisions of Article 5 and Article 15 of the Museum Act shall apply, and approval for exhibition by the central competent

authority shall be through the referral of the target enterprise competent authority.

Article 4

As per the preceding Article, applicants shall append the following documents with their application to the MOC:

1. Application form and list of items to be exhibited (Attachments I and II).
2. Plan for the exhibit activity.
3. Contract.
4. List of artifacts, works of art, or specimens to be exhibited (including electronic file thereof) including the name, material, size, date/era, repository unit/custodian, storage location, and a digital photo file of the item.

Where application documents are not in a national language of the Republic of China(Taiwan), a Chinese translation must also be appended.

The applicant must make application at least one month prior to the date of import of the artifacts, works of art, or specimens. Late applications will not be processed except where a legitimate reason can be provided. Where changes occur to information provided in application documents, notification of this must be provided in writing to the MOC.

Article 5

The Ministry will inform the applicant of the results of their application in written form.

The Ministry will send an official document with an appended list of the artifacts, works of art, and specimens that have been approved for exhibit in Taiwan to the Judicial Yuan and Ministry of Justice and will post the same on its website.

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Article 6

These Regulations shall be effective from the date of promulgation.

Appendix I

Application form for immunity from judicial seizure for artifacts, works of art, or specimens from foreign countries, mainland China, Hong Kong, or Macau to be exhibited in Taiwan

1. Organizer's information	
Name:	Case No.
Address:	Tel:
Brief introduction:	<div style="border: 1px dotted black; width: 150px; height: 150px; margin: 0 auto;"></div> <div style="border: 1px dotted black; width: 50px; height: 30px; margin: 10px auto;"></div> <p style="text-align: center;">(Seal of applying organization)</p>
Responsible person:	
Contact person:	Contact tel./email:
MOC findings:	<input type="checkbox"/> Approved; Judicial Yuan and Ministry of Justice informed <input type="checkbox"/> Application incomplete, notice to resubmit it <input type="checkbox"/> Application denied
2. Information about the activity	
Name/title:	
Dates:	Location:
Co-organizers:	
The activity is temporary and open to the public? <input type="checkbox"/> Yes <input type="checkbox"/> No	

3. Information about artifacts, specimens, or works of art to be exhibited in Taiwan			
After activity is concluded, the artifact(s), work(s) of art, or specimen(s) will all be re-exported?: <input type="checkbox"/> Yes <input type="checkbox"/> No			
Date and location of import of the artifact(s), work(s) of art, or specimen(s) brought to Taiwan for exhibit:			
Date and location of re-export of the artifact(s), work(s) of art, or specimen(s) brought to Taiwan for exhibit:			
Custodian (or unit) of the artifact(s), work(s) of art, or specimen(s) to be exhibited in Taiwan, and brief introduction thereof:			
Are items to be exhibited in Taiwan disputed? <input type="checkbox"/> Yes <input type="checkbox"/> No (If “Yes,” please list the item or its number, name, and a short description of the dispute.			
No.	Name	Issue/problem encountered	Notes
Note: If space is insufficient, please append further entries.			

※ Organizer’s checklist

- All items on application form are filled in or checked
- List of artifacts, works of art, and specimens is appended
- Exhibition activity plan is appended
- Contract is appended

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Applicant:

Applying unit's chop: